IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JAIPUR BENCH

S.B. CRIMINAL MISC. PETITION NO.458/03

Raju Lodha **Versus** State

DATE OF ORDER :: 02/08/2007

HON'BLE MR. JUSTICE AJAY RASTOGI

Mr. Mohit Tiwari for Mr. Alok Sharma, for petitioner
Mr. Arun Sharma, P.P.

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Instant petition has been filed by petitioner assailing the order dated 28th November, 2002 whereby his case was remanded back to learned trial Judge to examine the application and decide the same in accordance with law.

This court failed to consider that for what good reason, the misc. petition has been filed assailing the present order, particularly, when no opinion eitherway has been expressed by learned Judge while remitting the matter to examine the application on merits.

This court does not find any error in the said decision, which may call for interference by this court.

Consequently, the misc. petition stands dismissed.

[AJAY RASTOGI],J.

FRBOHRA,JR.P.A.